

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2014-140527-002 DT

10/27/2014

COMMISSIONER ERIN O'BRIEN OTIS

CLERK OF THE COURT

S. Beery

Deputy

STATE OF ARIZONA

CLAYTON ALEC LYNAS

v.

PAYTON DAE DONNELLY (002)

DOB: 04/01/1993

MATTHEW F LEATHERS

APO-SENTENCINGS-CCC

APPEALS-CCC

DISPOSITION CLERK-CSC

PRETRIAL SERVICES AGENCY-CCC

RFR

SUSPENSION OF SENTENCE - PROBATION GRANTED

11:53 a.m.

Courtroom SCT 6D

State's Attorney: Linda Sandish for Clayton Lynas

Defendant's Attorney: Matthew Leathers

Defendant: Present

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

Count(s) 1: WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

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OFFENSE: Count 1 (Amended) Facilitation to Commit Burglary in the First Degree
Class 6 Designated Felony
A.R.S. § 13-1004, 13-1508, 13-1501, 13-301, 13-302, 13-303, 13-304, 13-105, 13-701,
13-703, and 13-801
Date of Offense: 08/21/2014
Non Dangerous - Non Repetitive

The Court is suspending imposition or execution of sentence and, under the supervision of the Adult Probation Department (APD), placing the Defendant on probation for:

Count 1 Probation Term: 3 years

To begin 10/27/2014.

Condition 6: Report to the APD within 72 hours of sentencing, absolute discharge from prison, release from incarceration, or residential treatment and continue to report as directed. Keep APD advised of progress toward case plan goals and comply with any written directive of the APD to enforce compliance with the conditions of probation. Provide DNA testing if required by law.

Condition 8 - Request and obtain written permission of the APD prior to leaving the State.

Condition 15: Restitution, Fines and Fees:

RESTITUTION: Count 1 - \$2,791.00 payable \$100.00 per month, beginning a date to be determined, to the following persons:

Frank Conti (Individual) \$2,791.00

IT IS ORDERED that restitution be paid jointly and severally with Andrew Reese Wampler in case number(s) CR2014-140527-001.

Restitution ledger provided; priority of payment as stated in the restitution ledger.

PROBATION SERVICE FEE: Count 1 - \$65.00 per month, beginning a date to be determined.

PROBATION SURCHARGE: Count 1 - \$20.00 payable on a date to be determined.

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Count 1: Time payment fee pursuant to A.R.S. § 12-116 in the amount of \$20.00 payable on a date to be determined.

PENALTY ASSESSMENT - A.R.S. §12-116.04: Count 1 - \$13.00 payable on a date to be determined.

Investigative Agency:

Scottsdale Police Department

All amounts payable through the Clerk of the Superior Court.

Condition 16 - Not consume or possess any substances containing alcohol.

Condition 19: Not have any contact with the victim(s) in any form, unless approved in writing by the APD.

IT IS FURTHER ORDERED that Defendant shall submit to fingerprint identification processing by the Maricopa County Sheriff's Office if directed to do so by the Adult Probation Department. The Adult Probation Department shall direct any Defendant placed on probation who has not already had a State Identification Number (SID) established to submit to fingerprint processing.

Defendant is advised pursuant to A.R.S. § 13-805 that failure to maintain contact with the Probation Department may result in the issuance of:

1. A criminal restitution order in favor of the state for the unpaid balance, if any, of any fines, costs, incarceration costs, fees, surcharges or assessments imposed.
2. A criminal restitution order in favor of each person entitled to restitution for the unpaid balance of any restitution ordered.

IT IS FURTHER ORDERED that Defendant must submit to DNA testing for law enforcement identification purposes in accordance with A.R.S. §13-610.

11:59 a.m. Matter concludes.

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Defendant's right index fingerprint is permanently affixed to this sentencing order in open court.

/s/ COMMISSIONER ERIN O'BRIEN OTIS
JUDICIAL OFFICER OF THE SUPERIOR COURT

(right index fingerprint)